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Great Brit. - George II.

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**An ACT to Enable the Right Honourable  
William Lord Blantyre, and the Heirs, of  
Entail, for the Time being, to alienate, by  
way of Exchange or Excambion, certain Lands  
in the Constabulary of Haddington, and Shire  
of Edinburgh.**



Whereas the late *Thomas Lord Viscount Teviot*, deceased, being seised in Fee, and possessed of the Lands of *Lethington*; and of that Carrucat of Land, called *The Westfield of Lethington*; and also of the Lands and Barony of *Haddington*, comprehending therein the Lands of *Muirton-Hall*, and also the Lands and Barony of *Bolton*; and of the Lands of *Backbie*, and of the Lands of *Hayfoord*, and *Damhead-Dam*, being Part of the Barony of *Clerkington*; all lying within the Constabulary of *Haddington*, and Sheriffdom of *Edinburgh*; did by Deed of Entail or Disposition, bearing Date the Seventeenth Day of *June* One thousand Seven hundred and Three, sell, aliene, settle, or dispose, the said whole Lands and Premises to and in Favour of *Walter Master of Blantyre*, eldest Son of *Alexander Lord Blantyre*, and the Heirs Male of the said *Walter's* Body; whom failing, to *Robert Stuart*, Second Son of the said *Alexander*, and the Heirs Male of his Body; whom failing, to *John Stuart*, Third Son of the said *Alexander*, and the Heirs Male of his Body; whom failing, to *James Stuart*, Fourth Son of the said *Alexander*, and the Heirs Male of his Body; whom failing, to *Hugh Stuart*, Fifth Son of the said *Alexander*, and the Heirs Male of his Body; whom failing, to the other Heirs Male of the said *Alexander Lord Blantyre's* Body; whom failing, to the Heirs Female of the Body of the said *Walter Master of Blantyre*, the eldest Heir Female, and her Descendants, succeeding without Division; whom failing, to the said *Walter's* Heirs or Assignees whatsoever, with and under the several Reservations, Provisions, Declarations, Limitations, and Clauses, irritant and resolute, in the said Disposition mentioned; and, amongst other Things, with and under this

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Provision

Provision and Declaration, That it should not be lawful to the said *Walter*, or any of the Heirs of Entail, to sell, alienate, or dispose, either irredeemably, or under Reversion, nor yet to wadset or burden, the Premises, or any Part thereof, with Infeoffments of annual Rent, or any other Servitude or Burden:

And whereas the said *Walter* Master of *Blantyre*, having, after the Decease of his Father, become Lord *Blantyre*, did thereafter decease without Issue; and was succeeded in the said Estate and Honours, by the said *Robert* his immediate younger Brother; And the said *Robert* Lord *Blantyre* has also since deceased, and left behind him Six Sons; *widelicet*, *Walter* Lord *Blantyre*, his eldest Son, who is now also deceased without Issue, *William* the present Lord *Blantyre*, his Second Son, *Alexander Stuart*, his Third Son, *John Stuart*, his Fourth Son, who is yet under Age, and *James* and *Charles Stuarts*, his Fifth and Sixth Sons, who are both Infants, within the Age of Pupillarity: And the said Five surviving Sons of the said *Robert* Lord *Blantyre* are all as yet unmarried:

And whereas the said *John* and *James Stuarts*, the Third and Fourth Sons of the said *Alexander* Lord *Blantyre*, and Uncles to the said *William* present Lord *Blantyre*, are both deceased, without Issue; but the said *Hugh Stuart*, his Fifth Son, is yet alive, but has no Issue: And therefore the said *William* Lord *Blantyre*'s Four younger Brothers above-named, and the said *Hugh Stuart*, his Uncle, are the only Heirs now in being, who can be intitled to claim any Interest in or under the said Entail:

And whereas the said *William* Lord *Blantyre* is possessed of a Farm, called the Room and Lands of the Abbey of *Haddington*, with Pieces of Land, called the Precinct, and *Smiddy-Acre*, and the Room and Lands of *Muirton-Hall*, and also of another Farm, called the Easter Half of the Lands of *Bolton*; which are all Parts of the entailed Estate, lying within the Parishes of *Haddington* and *Bolton*, and within the Constabulary of *Haddington*, and Shire of *Edinburgh*:

And whereas the said Farm of the Abbey, and Pieces of Land, called the Precinct, and *Smiddy-Acre*, and the Lands of *Muirton-Hall*, are at present set, in Lease or Tack, to *Robert Ainslie*, for the Rent of Sixty Bolls of Wheat, Sixty-eight Bolls of Barley, and One hundred and Twenty Bolls of Oats, with Four Dozen of Hens, and Eight Pounds Six Shillings and Eight-pence Sterling of Money, excepting a small Inclosure Part thereof, which was lately set separately, by Lease or Tack, to Sir *Robert Sinclair*, of *Stevenson*, Baronet, with Consent of the said *Robert Ainslie*, at Eight Pounds Sterling yearly; which Sum, from that time, has been discounted to *Robert Ainslie*, of his Rent aforesaid: And the said Farm, called the Easter Half of *Bolton*, is at present set, in Lease or Tack, to *James Dods*, for the yearly Rent of Forty Bolls Two Firlots of Wheat, Fifty-two Bolls Two Firlots of Barley, Forty-nine Bolls of Oats, and Sixteen Hens:

And whereas the said Farm of the Abbey, comprehending as above, and the Lands of *Muirton-Hall*, now possessed by the said Sir *Robert Sinclair* and *Robert Ainslie*, lie at a Distance from the said *William* Lord *Blantyre*'s other Estate; so that it cannot be in the Power of the said *William* Lord *Blantyre*, or any of the after Heirs of Entail, to improve the said Farms, with the like Advantage as his other Estate; and in case the said Easter Half of *Bolton*, as well as the said Lands of Abbey, and *Muirton-Hall*, could be exchanged or excambed for other Grounds, of the like Extent or Value, within the said Shire of *Edinburgh*, and Constabulary of *Haddington*, situate and lying more contiguous to the said *William* Lord *Blantyre*'s House of *Lethington*, than the Lands above-mentioned, it would be greatly for the Benefit of the said *William* Lord *Blantyre*, and the other Heirs of Entail, as the said contiguous Grounds might be cultivated and improved



improved at a less Expence, and sooner improved, than the said Farms, lying at a Distance, as aforesaid, can be done; But as the said *William Lord Blantyre* is, by the above-mentioned Deed of Entail, prohibited from aliening any Part of the Estate, such Exchange, or Excambion, cannot be effected without the Aid and Authority of an Act of Parliament:

Wherefore Your Majesty's most Dutiful and Loyal Subject, the said *William Lord Blantyre*,

*Does most humbly beseech Your MAJESTY,*

That it may be **Enacted**; And be it **Enacted**, by the KING's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the said *William Lord Blantyre*, or other the Heirs of, and Successors to, the said entailed Estate, to alienate, by way of Exchange or Excambion, by and with the Direction and Approbation of the Court of Session, the said Farm and Lands of the Abbey of *Hadington*, with the Pieces of Land called the *Precinct*, and *Smiddy-Acre*; the said Room and Lands called *Muirton-Hall*, and the said Easter Hall of *Bolton*, possessed, as aforesaid, by the said Sir *Robert Sinclair*, *Robert Ainslie*, and *James Dods*, and such Part or Parts thereof, as they shall judge convenient, to give in Exchange for other Lands of equal Extent or Value, lying within the said Shire of *Edinburgh*, and Constabulary of *Hadington*; and that the Lands, so alienated, shall thereafter cease to be Part of the taillied Estate, and shall belong to the Acquirers thereof, in absolute Property; and the Land to be given in lieu thereof, shall become Part of the taillied Estate, and shall, immediately after such Exchange respectively, be vested in, and settled and conveyed in Favour of, the said *William Lord Blantyre*, under a Substitution to the Heirs called by the above Entail, and subject to all the Limitations, Conditions, and Provisions, therein contained.

And be it further **Enacted**, by the Authority aforesaid, That the Exchange, Excambion, or Alienation, of such Parts of the said taillized Estate, as shall be exchanged or aliened by virtue of this present Act, shall not be construed or deemed to import a Contravention of the said Tailzie, or of any of the Clauses or Provisions therein mentioned; the said Tailzie, or any Clause or Provision therein, to the contrary in any-wise notwithstanding.

Saving to the KING's most Excellent MAJESTY, his Heirs and Successors, and to all and every other Person and Persons, Bodies Politick and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators (Other than and except the Person and Persons claiming under the said Settlement or Deed of Entail, for the Time being), All such Estate, Right, Title, Interest, Claims, and Demands whatsoever, of, into, or out of, the Premises affected by this Act, or any Part thereof respectively, as they, every or any of them, had before the Passing of this Act, or could or might have had or enjoyed, in case this Act had not been made.

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**An ACT to Enable the Right Honourable William Lord Blanyre, and the Heirs of Entail, for the Time being, to alienate, by way of Exchange or Excambion, certain Lands in the Conflabulary of Haddington, and Shire of Edinburgh.**